



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled **PLAYING SURFACE STRUCTURE AND METHOD OF CONSTRUCTION OF A PLAYING SURFACE** the specification of which (check one):

\_\_ is attached hereto; or

X was filed on March 31, 2004 as Application Serial  
No. 10/816,263 and was amended on \_\_\_\_ (if  
applicable);

that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Number</u>	<u>Country</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
GB 0307672.6	Great Britain	April 3, 2003	Yes

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing

date of the prior application(s) and the national or PCT international filing date of this application:

<u>Application Serial Number</u>	<u>Date Filed</u>	<u>Status</u>
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I hereby appoint:

Practitioners at Customer Number **05073**

all of the firm of Baker Botts L.L.P., my attorneys/agents with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Direct Correspondence To:

the above-mentioned customer number

Direct Telephone Calls To:

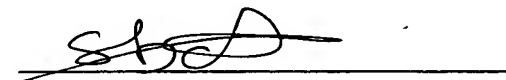
Charles S. Fish  
at (214) 953-6507  
Atty. Docket No. 072819.0157

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of the sole or first inventor

Stephen Alan Foxon

Inventor's signature



Date

26/04/2004

Residence (City, County, State)

Broughton Astley, Leicestershire,  
Great Britain  
Great Britain  
80 Warwick Road  
Broughton Astley  
Leicestershire  
Great Britain

Citizenship

Post Office Address



Applicant or Patentee:  
Serial or Patent No.  
Filed or Issued:  
Title:

Stephen Alan Foxon.  
10/816,263  
March 31, 2004  
PLAYING SURFACE STRUCTURE AND METHOD OF CONSTRUCTION OF A PLAYING SURFACE

Attorney's Docket 072819.0157

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.27(a)(2)) -- SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Small Business Concern: Nottinghamshire Sports & Safety Systems Limited  
Address of Small Business Concern: Premier House  
18 Mandervell Road  
Oadby, Leicestershire  
Leicestershire LE2 5LQ  
Great Britain

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121, and in 37 CFR 1.27(a), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either one concern controls, directly or indirectly, or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **PLAYING SURFACE STRUCTURE AND METHOD OF CONSTRUCTION OF A PLAYING SURFACE** by inventor(s), Stephen Alan Foxon, described in the specification filed March 31, 2004.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.27(a)(1) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2), or a nonprofit organization under 37 CFR 1.27(a)(3):

NONE

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.27(g)(2)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing:  
Title of Person if other than owner:  
Address of Person Signing:

DAVID DURY  
MANAGING DIRECTOR  
Nottinghamshire Sports & Safety Systems Limited  
Premier House  
18 Mandervell Road  
Oadby, Leicestershire  
Leicestershire LE2 5LQ  
Great Britain

Signature:

Date:

26<sup>th</sup> April 04